

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ENERGIZER S.A.

07 CV 7406 (LTS)

Plaintiff,

-against-

M/V YM GREEN, her engines, boilers and
tackle in rem; YANG MING MARINE TRANSPORT
YANGMING (UK) LTD.; ALL OCEANS LTD.
TRANSPORTATION INC.; KAWASAKI KISEN KAISHA,
LTD., CONTERM HONG KONG LTD.; VANGUARD
LOGISTICS SERVICES HONG KONG LTD.; FIEGE
GOTH CO., LTD.; and SHENZHEN HIGH POWER
TECHNOLOGY CO. LTD.

ANSWER TO
CROSS CLAIMS OF
DEFENDANT FIEGE LTD.
s/h/a FIEGE GOTH CO.
LTD., WITH AFFIRMATIVE
DEFENSES

Defendants.

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Defendant KAWASAKI KISEN KAISHA, LTD. (answering
defendant) by its attorneys, MAHONEY & KEANE, LLP, answers the
Cross-Claim of defendant FIEGE LTD. sued herein as FIEGE GOTH CO.
LTD., (herein "FIEGE") upon information and belief as follows:

ANSWERING FIEGE'S FIRST CROSS-CLAIM

FIRST: Answering defendant denies knowledge or
information sufficient to form a belief as to the allegations
contained in paragraph "1" of defendant FIEGE's First Cross-Claim.

SECOND: Defendant KAWASAKI KISEN KAISHA, LTD. admits it
was and is a corporation organized and existing and except as
specifically set forth herein denies the allegations contained in
paragraph "2" of defendant FIEGE's First Cross-Claim.

THIRD: Answering defendant denies the allegations

contained in paragraphs "3" and "4" of defendant FIEGE's First Cross-Claim.

ANSWERING FIEGE's SECOND CROSS-CLAIM

FOURTH: Answering defendant denies knowledge or information sufficient to form a belief as to the allegations contained in paragraph "1" of defendant FIEGE's Second Cross-Claim.

FIFTH: Defendant KAWASAKI KISEN KAISHA, LTD. admits it was and is a corporation organized and existing and except as specifically set forth herein denies the allegations contained in paragraph "2" of defendant FIEGE's Second Cross-Claim.

SIXTH: Answering defendant denies the allegations contained in paragraphs "3", "4" and "5" of defendant FIEGE's Second Cross-Claim.

AS AND FOR A FIRST SEPARATE AND COMPLETE AFFIRMATIVE DEFENSE

SEVENTH: Defendant, KAWASAKI KISEN KAISHA, LTD., repeats, reiterates and makes applicable to co-defendant FIEGE LTD.'s Cross-Claims each Separate and Complete Affirmative defense in their Answer to plaintiff's Complaint as if specifically set forth herein at length and specifically without waiver of any jurisdictional defenses set forth in answering defendant's answer to plaintiff's Complaint.

WHEREFORE, defendant KAWASAKI KISEN KAISHA, LTD. demand

judgment dismissing the Cross-Claims herein, and awarding defendant KAWASAKI KISEN KAISHA, LTD. costs, fees, including reasonable attorneys fees and disbursements of this action, and further demands judgment against the co-defendant FIEGE LTD., sued herein as FIEGE GOTH CO. LTD., for all sums which may be recovered by plaintiff against the defendant KAWASAKI KISEN KAISHA, LTD. and awarding KAWASAKI KISEN KAISHA, LTD. costs, disbursements and attorneys' fees of this action, and for such other and further relief as to the Court may seem just and proper.

Dated: New York, N.Y.
April 15, 2008

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